

E1  
cont.

Serial No.09/043,627 filed March 20, 1998, now U.S. Patent No. 6,124,525, which was a 35 USC §371 application of PCT/AU96/00591, filed September 20, 1996 and amended under PCT Article 34 on June 10, 1997.—

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In The Claims:

Please cancel claims 34-46 without prejudice.<sup>2</sup>

Please amend the pending claims as follows:<sup>3</sup>

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E2

54. (Amended) A transgenic papaya plant produced by the method of Claim 49 or Claim 50.

55. (Amended) A papaya fruit obtained from the transgenic papaya plant of Claim 54.

56. (Amended) A transgenic mango plant produced by the method of Claim 52 or Claim 53.

57. (Amended) A mango fruit obtained from the transgenic mango plant of Claim 56.

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E3

59. (Amended) The vector of Claim 58 wherein said nucleotide sequence is operably linked to at least one regulatory nucleotide sequence.

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**REMARKS**

The applicant herein respectfully requests further examination of the application and reconsideration of the rejections, in view of the amendments and following remarks.

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<sup>2</sup> Applicant refers to the claims "14-26" added by preliminary amendment on December 20, 2000 that were subsequently properly numbered by the Examiner as 34-46.

<sup>3</sup> Attached hereto, for the convenience of the Examiner, is an Appendix entitled "MARKED COPY OF THE PENDING CLAIMS AS SET FORTH IN THIS RESPONSE/AMENDMENT".